**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CRIMINAL APPELLATE JURISDICTION.**

**CRIMINAL APPLICATION No.3450 of 2007**

Madhuri Baban Jadhav ..Applicant.

Vs.

State of Maharashtra ..Respondent.

Mr D. U. Mirajkar with Ganesh D. Jadhav,
Advocate for the applicant.

Mr S. S. Pednekar, A.P.P. for the State.

**CORAM: V.C. DAGA,J.**
**DATED: 25TH OCTOBER, 2007.**

**P.C.:-**

1. Heard learned counsel for the applicant and learned APP for the State.

2. Perused impugned order refusing bail to the present applicant dated 11.10.2007 passed by the Adhoc Additional Sessions Judge,Raigad at Alibagh.

3. The order passed by the IV Ad hoc Additional Sessions Judge-IV, Raigad at Alibag dated 11th October, 2007 is practically a one line order which can hardly be said to be a judicial order. From the said order, it is difficult to read the mind of the learned Additional Sessions Judge while refusing to grant bail to the applicant. The learned Sessions Judge ought to have recorded reasons

in support of his order. It is a cryptic and perfunctory order passed in a casual manner and is clearly in breach of principles of natural justice. The impugned order is, therefore, void ab initio and liable to be set aside.

4. In the above view of the matter, the impugned order dated 11th October, 2007 passed in Cri.Misc.Application No.976 of 2007 below Exh.1 is set aside and the said application is restored to the file of learned IV Ad-hoc Additional Sessions Judge, Raigad at Alibag and remitted back for consideration afresh with direction to dispose of the said application by reasoned order as expeditiously as possible at any rate within two weeks from the date of receipt of copy of this order.The learned Ad-hoc Additional Sessions Judge, Alibag at Raigad is expected to deal with the contentions of the parties on its own merits.

**(V.C. DAGA,J.)**